



THE CITY OF NEW YORK
LAW DEPARTMENT

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RENO ENDORSED

January 9, 2008

BY HAND

MICHAEL A. CARDOZO

Corporation Counsel

Hon. William H. Pauley III United States District Judge Daniel Patrick Moynihan United States Courthouse 500 Pearl Street, Room 2210 New York, New York 10007 JAN 10 2008

Re: S.L. and A.L., on behalf of A.L. v. New York City Dept. of Education

07 Civ. 8786 (WHP)

Dear Judge Pauley:

I am one of the Assistant Corporation Counsel assigned to defend the Department of Education ("DOE") in the above captioned matter. I write to respectfully request an adjournment of the pretrial conference currently scheduled for January 11, 2008, at 10 AM. This is the first request to adjourn the pretrial conference in this matter. Plaintiffs consent to this request.

As the Court may recall, by order dated January 7, 2008, defendant's time to respond to the complaint was extended until February 4, 2008. Defendant now requests a concomitant adjournment of the pretrial conference until after such time as defendant has responded to the complaint. As set forth in defendant's previous request for an extension of time, the sole issue presented in this action is Plaintiffs' request for attorney's fees. The parties are now currently attempting to resolve this matter without further litigation. On or about December 11, 2007, plaintiffs provided this office with their billing records. This office is now in the process of reviewing such records, and anticipates that defendant will make a settlement offer shortly.

If the parties are unable to settle the action, defendant will submit its response to the complaint, and proceed in litigating this matter. However, to the extent that defendant is hopeful that the parties will settle, the requested adjournment may conserve both the Court's, and the parties' resources.

Accordingly, defendant respectfully requests that the Court adjourn the conference scheduled for January 11, 2008, at 10 AM until after defendant has responded to the complaint. Thank you for your consideration of this request.

Respectfully,

Abigail Goldenberg (AG 4378) Assistant Corporation Counsel

cc: By Fax

> Mayerson & Associates Attn: Gary S. Mayerson 330 West 38th Street, Suite 600 New York, New York 10580

> > Application gented.

1/11/08

The pre-trial conference is adjourned to February 15, 2008 at 10:45 a.m.